

October 25, 2005

VIA ELECTRONIC FILING

Marlene H. Dortch, Secretary
Federal Communications Commission
The Portals
445 12th Street, S.W.
Washington, D.C. 20554

Re: **Subscriber Acknowledgement Report (October 25, 2005)**
Nuvio Corporation; WC Docket No. 05-196

Dear Ms. Dortch:

Nuvio Corporation ("Nuvio"), through its undersigned counsel and in response to the Public Notice issued by the Enforcement Bureau ("Bureau") on September 27, 2005 ("Public Notice"), submits this Subscriber Acknowledgement Report ("Report") to advise the Commission of the status of Nuvio's efforts to comply with Commission Rule 9.5(e). Nuvio previously filed Subscriber Acknowledgement Reports on August 10, September 1, and September 22, 2005 in response to the Bureau's prior public notices.

As requested in the Public Notice, Nuvio responds to the following questions set out in the Public Notice:

1) The efforts that have been undertaken to obtain acknowledgments from the remainder of the Company's subscriber base.

As previously described in response to Question 5 of Nuvio's September 1 Report, Nuvio is continuing its campaign to contact and obtain affirmative acknowledgment from all of its subscribers. Nuvio continues to send out e-mails every week and to restrict account access of subscribers who have not yet submitted an affirmative acknowledgment. In addition, Nuvio is calling subscribers who have not yet provided acknowledgements.

All Nuvio customer accounts were e-mailed a copy of the Company's customer notification of 911 and E911 service limitations on July 15, 20, 26, and 29, 2005. Follow up e-mails were also sent on August 2, and 22, and October 20, 2005 to those customers that have not affirmatively acknowledged the notification. Each e-mail contained an Internet hyperlink loaded from the Nuvio web-server that takes the customer to a web page with the E911 customer

October 25, 2005

Page 2

notification and requests the customer's affirmative acknowledgement. Nuvio will continue sending e-mail notifications to those customers from which it has not received affirmative acknowledgements until it obtains such acknowledgments from 100% of its customers.

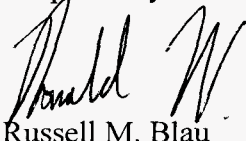
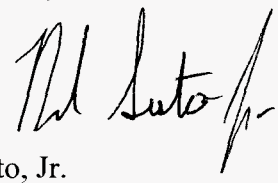
2) An explanation as to why the Company has been unable to achieve an acknowledgment percentage closer to 100%.

Through Nuvio's continued notification campaign, the Company has received affirmative acknowledgments from the vast majority of its customers. As noted below, nearly all of Nuvio's customers have affirmatively acknowledged the notices provided by the Company. While the Company cannot state with specificity why the remaining few customers have not provided such acknowledgments to date, Nuvio can affirm that it continues to provide notifications to such customers, and will continue to do so until 100% affirmative acknowledgments are attained.

3) The current percentage of acknowledgments the Company has received as of the date of this filing.

As of October 25, 2005, Nuvio had obtained affirmative acknowledgement from approximately 91% of its subscriber base. As requested by the Bureau, Nuvio will inform the Commission when the 100% threshold is met.

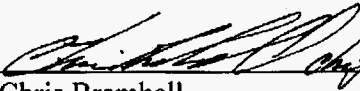
Respectfully submitted,


Russell M. Blau
 *WRS*
Ronald W. Del Sesto, Jr.

Counsel for Nuvio Corporation

cc: Byron McCoy (FCC)
Kathy Berthot (FCC)
Janice Myles (FCC)
Best Copy and Printing, Inc.

I, Chris Bramhall, state that I am the Chief Operating Officer, of Nuvio Corporation; that I am authorized to submit the forgoing *Subscriber Acknowledgement Report* ("Report") on behalf of Nuvio Corporation; that the *Report* was prepared under my direction and supervision; and I declare under penalty of perjury that the *Report* is true and correct to the best of my knowledge, information, and belief.


Name: Chris Bramhall
Title: Chief Operating Officer
Nuvio Corporation